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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/766,424	01/18/2001	Shmuel Shaffer	062891.0472	7043

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EXAMINER

MWANYOHA, SADIKI P

ART UNIT	PAPER NUMBER
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2642

DATE MAILED: 02/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/766,424

Applicant(s)

SHAFFER ET AL.

Examiner

Sadiki Mwanyoha

Art Unit

2642

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 November 2003.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-40 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-40 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. §§ 119 and 120

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
- a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. Claims 1, 2, 4, 8, 9 and 21 are rejected under 35 U.S.C. 102(b) as being anticipated by US patent 5,563,882 to Bruno et al. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

Claim Rejections - 35 USC § 103

2. Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bruno et al. in view of US patent 4,477,895 to Casper et al. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

3. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bruno et al. in view of US patent 5,467,342 to Logston et al. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

4. Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bruno et al. in view of US patent 6,081,513 to Roy. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

Art Unit: 2642

5. Claims 7 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bruno et al. in view of US patent 5,625,407 to Biggs et al. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

6. Claims 19 and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bruno et al. in view of Biggs et al. and in further view of US patent 6,275,575 to Wu. Note that the grounds for rejection are maintained from those set forth in the Office Action mailed August 13, 2003.

7. Rejections of claims 11-18 are maintained per the Office Action mailed August 13, 2003.

8. Rejections of claims 22-29 are maintained per the Office Action mailed August 13, 2003.

9. Rejections of claims 30-38 are maintained per the Office Action mailed August 13, 2003.

10. Rejections of claims 39 and 40 are maintained per the Office Action mailed August 13, 2003.

Response to Arguments

11. Applicant argues that Bruno does *not* describe “transferring the conference call from the first call resource to the second call resource” (see REMARKS pg. 20, line 5), since Bruno only discloses “changing the mode of operation” from a point-to-point conference call to a multipoint bridged conference call, which does not constitute a transfer (in Applicant’s opinion) [see REMARKS p. 20, first ¶]. However, in reference to Bruno Fig. 4, clearly a first link connecting switching office (24a) to switching office (24b) constitutes a first call resource, which is utilized

Art Unit: 2642

during initial point-to-point communication. Furthermore, second and third links (38a, 38b) constitute a second call resource, which is utilized when the conference call is subsequently bridged for multi-point communication. Thus, the transferring of the original conference call from the first link (i.e. first call resource) to the second and third links (i.e. second call resource) reads on “transferring the conference call from the first call resource to the second call resource”.

Conclusion

12. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Yehuda et al. US pre-grant publication US 2002/0006128 discloses “Rearrangement of data streams”. The invention of Yehuda et al. provides a method of errorless switching, in a telecommunication network, from a basic data stream to a copy of the basic data stream obtained by bridging of the basic data stream to a first network node, the method being characterized in that the switching is performed at a second network node receiving both the basic data stream and the copy data stream, upon performing an operation of delay equalization between the basic data stream and the copy data stream [see Yehuda et al. ¶ 24].

Art Unit: 2642

13. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

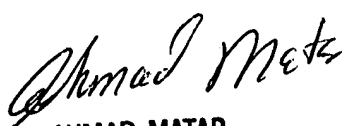
A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

14. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sadiki Mwanyoha whose telephone number is 703-305-3417. The examiner can normally be reached on 8:30-5:00 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on 703-305-4731. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-4750.

spm


AHMAD MATAR
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